**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT :**

**THE HONOURABLE MR. JUSTICE R.BASANT**

**FRIDAY, THE 7TH DECEMBER 2007 / 6TH AGRAHAYANA 1929**

**Bail Appl..No. 7516 of 2007()**
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**CRIME NO.81/07 OF ARYANAD EXCISE RANGE**
**....**

**PETITIONER/ACCUSED**
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**JAYA, D/O. SUMATHI,**
**KOODALIBHAGAM THADATHARIKATHU PUTHEN VEEDU,**
**KOTTAKKAKAM MURI, ARYANAD VILLAGE,**
**NEDUMANGAD TALUK.**

**BY ADV. SRI.NAGARAJ NARAYANAN**

**RESPONDENTS: STATE**
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**STATE OF KERALA, REPRESENTED BY**
**THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,**
**ERNAKULAM.**

**BY PUBLIC PROSECUTOR SRI.S.U.NAZAR**

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 07/12/2007, ALONG WITH BA. NO.7517/2007 THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

**R.BASANT, J.**

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B.A.Nos.7516 & 7517 of 2007

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Dated this the 7th day of December 2007

**O R D E R**

These applications are for regular bail. The petitioner, a woman, faces allegations under the Kerala Abkari Act. In both cases, she was allegedly found to be in possession of 10 litres of arrack on 09/08/2007 and 150 litres of wash on 12/11/2007. She was arrested and continues in custody from 12/11/2007 though her arrest was recorded in the former case only on 21/11/2007. The learned Public Prosecutor reports that there is no criminal antecedents against the petitioner except these two cases.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer on condition that the investigating officer is granted reasonable further time to complete the investigation and I am satisfied that regular bail can be granted to the petitioner subject to appropriate conditions.

3. In the result, this petition is allowed. The petitioner shall be enlarged on bail on the following terms and conditions:

i) The petitioner shall not be released on bail on the strength of this order prior to 21/12/2007. The investigating

officer shall, in the meantime, make every endeavour to complete the investigation.

ii) She shall in each case execute a bond for Rs.50,000/- (Rupees fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

iii) The petitioner shall make herself available for interrogation before the investigating officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of two months from the date of her release and thereafter as and when directed by the investigating officer in writing to do so.

**(R.BASANT, JUDGE)**

jsr

**R.BASANT, J.**

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007